IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 6TH MARCH 2006 / 15TH PHALGUNA, 1927

OP.No. 15358 of 1999(C)

PETITIONER:

M.S. JOY, FORMERLY ASSISTANT CONSERVATOR OF FORESTS, AGASTHYAVANAM BIOLOGICAL PARK, SPECIAL DIVISION, THIRUVANANTHAPURAM, NOW RESIDING AT "JOSNA" HOUSE, C.S.M. NAGAR, EDAPAZHANJI, THIRUVANANTHAPURAM.

BY ADV. SRI.M.N.SUKUMARAN NAYAR(SR.)
SRI.GEORGE JACOB (JOSE)

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE SECRETARY, FORESTS & WILD LIFE (F) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE CHIEF CONSERVATOR OF FORESTS (PROTECTION), THIRUVANANTHAPURAM.**

BY GOVERNMENT PLEADER (SMT. LALITHA NAIR)

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/03/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

O.P. NO. 15358 OF 1999 C

Dated this the 6th day of March, 2006

JUDGMENT

Learned counsel appearing for the petitioner submits that the writ petition can be closed without prejudice to the right of the petitioner to challenge the impugned orders. Against his conviction, the petitioner has preferred an appeal which is pending consideration. It is submitted that if the appeal is decided in his favour, the petitioner may be left free to challenge the impugned orders in this case. In such circumstances, this writ petition is closed without prejudice to the right of the petitioner to challenge the impugned orders in case the appeal filed by him is decided in his favour.

K. M. JOSEPH, JUDGE

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K.M. JOSEPH, J.

OP NO.15358 OF 1999 C

JUDGMENT

6th March, 2006.